



STATE OF TENNESSEE  
DEPARTMENT OF ENVIRONMENT AND CONSERVATION  
KNOXVILLE ENVIRONMENTAL FIELD OFFICE  
3711 MIDDLEBROOK PIKE  
KNOXVILLE, TENNESSEE 37921-6538  
PHONE (865) 594-6035      STATEWIDE 1-888-891-8332      FAX (865) 594-6105

June 19, 2009

Mr. Kevin Souza  
Shawmut Corporation  
208 Manley Street  
West Bridgewater, Massachusetts 02379

**Certified Mail Receipt**  
**7007 3020 0000 7608 9043**

RE: 01-0234

**Notice of Violation**

Dear Mr. Souza:

On June 10, 2009, personnel from the Division of Air Pollution Control conducted an annual inspection at Shawmut Corporation in Clinton, Tennessee. During the review of the records, the inspector discovered a violation with the Conditional Major Permit (#461613). Condition one of the permit states that a written notification must be submitted to the Technical Secretary of the Division of Air Pollution Control within thirty days of changing the responsible official. During the site inspection, it was discovered that Mr. Justin Keppy has not been the responsible official since the end of 2008.

Please consider this a formal Notice of Violation of Rule 1200-3-9-.02(6) for the violation of condition one of the conditional major permit 461613P. The Tennessee Air Quality Act allows for enforcement action against persons who violate the Act or its Regulations. A copy of this Notice of Violation is being sent to the Enforcement Section in Nashville for review and further enforcement action and/or penalties, if deemed necessary. You will be notified of any further enforcement action.

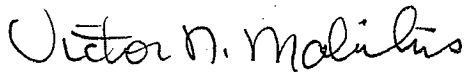
You are being presented with an opportunity to show cause why additional enforcement action should not be taken. The noncompliance described in this Notice of Violation will

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be evaluated to determine if additional enforcement action is necessary. If you have any information that proves the allegation of noncompliance is unwarranted, or if you have information that documents mitigating circumstances relative to the noncompliance, you may submit that information in writing to the Technical Secretary, 9<sup>th</sup> Floor L & C Annex, 401 Church Street, Nashville, Tennessee 37243-1531. Your written response must be submitted within 20 days of the receipt of this Notice of Violation.

The Division will acknowledge your additional information prior to finalizing any enforcement action. If the Division determines that a civil penalty, damages assessment or corrective action schedule is needed, a Technical Secretary's Order will be issued. Technical inquiries surrounding this allegation of noncompliance should be directed to Martie Carpenter and questions concerning the enforcement process should be directed to Tammy Medlen at (615) 532-0531.

Sincerely,

A handwritten signature in cursive script that reads "Victor N. Malichis".

Victor N. Malichis  
Environmental Field Office Manager  
Knoxville Environmental Field Office  
TDEC/Division of Air Pollution Control

MLC: 061909

cc: Division of Air Pollution Control - Nashville